

**IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

<b>DONNIE WILKES and THERESA WILKES,</b>	)	
	)	
<b>Plaintiffs/Counter-Defendants,</b>	)	<b>Case No. 3:09-0146</b>
	)	
<b>V.</b>	)	<b>US District Judge:Wiseman</b>
	)	
	)	<b>Magistrate Judge Knowles</b>
<b>AMERICAN NATIONAL PROPERTY AND</b>	)	
<b>CASUALTY COMPANY,</b>	)	<b>Jury Demand</b>
	)	
<b>Defendant/Counter-Plaintiff.</b>	)	

---

**MOTION TO DISMISS**

Comes now Donnie and Theresa Wilkes by and through their attorney, Mart G. Fendley and American National Property and Casualty Company by and through their attorney, Michele E. Cooper announces that this case has been settled and hereby moves this Honorable Court to dismiss the above styled lawsuit.

WHEREFORE, the above premises considered the parties respectfully requests that this suit be dismissed.

Respectfully submitted by:

/s/ Mart G. Fendley  
Mart G. Fendley, BPR 7008  
Attorney for the Plaintiff  
128 Public Square  
Clarksville, TN 37040  
(931) 245-4357

/s/ Michele E. Cooper  
Michele E. Cooper, BPR# 17312  
MILLS & COOPER  
5042 Thoroughbred Lane Suite A  
Brentwood, TN 37027  
(615) 221-8218

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing was served to the following individuals on the 30th day of December, 2009.

Michele E. Cooper  
MILLS & COOPER  
5042 Thoroughbred Lane Suite A  
Brentwood, TN 37027

/s/ Mart G. Fendley \_\_\_\_\_  
Mart G. Fendley